



BOULT • CUMMINGS  
CONNERS • BERRY, PLC

RECEIVED

2004 APR 20 PM 12:48

T.R.A. DOCKET ROOM

April 20, 2004

Henry Walker  
(615) 252-2363  
Fax (615) 252-6363  
Email hwalker@boultcummings.com

Hon. Deborah Taylor Tate  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243


Re Complaint of US LEC of Tennessee Inc Against BellSouth for Failure to  
Comply with 47 U.S.C. 252(i), or, in the Alternative, Petition for  
Arbitration Pursuant to 47 U.S.C. 252(b)  
Docket No 04-00063

Dear Chairman Tate:

In accordance with an agreement between US LEC and BellSouth concerning the above-captioned complaint (see letter from Guy Hicks to Chairman Tate, filed March 22, 2004), US LEC asks that this case be closed and that the one issue raised in the complaint (the Section 252(i) adoption issue) be consolidated with the parties' arbitration petition, Docket 04-00089, and addressed in that proceeding

Very truly yours,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By   
Henry Walker

HW/pp

Cc: Guy Hicks

RECEIVED

BellSouth Telecommunications, Inc  
333 Commerce Street  
Suite 2101  
Nashville, TN 37201-3300

guy.hicks@bellsouth.com

2004 MAR 22 11:00 AM  
Guy M. Hicks  
General Counsel

March 22, 2004

I.R.A. DOCKET 615 214 6301  
Fax 615 214 7406

VIA HAND DELIVERY

Hon. Deborah Taylor Tate, Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

Re: *Complaint of US LEC of Tennessee, Inc. against BellSouth Telecommunications, Inc. for Failure to Comply with 47 U.S.C. § 252(i), or, in the Alternative, Petition for Arbitration Pursuant to 47 U.S.C. § 252(b)*  
Docket No. 04-00063

Dear Chairman Tate:

This is to notify the Authority that BellSouth and US LEC have resolved this matter by agreement. US LEC will be filing a Motion to Consolidate or dismissing, without prejudice, the complaint filed in this proceeding regarding the Section 252(i) agreement adoption issue. That issue will be consolidated with the arbitration filed on March 16, 2004, in Docket No. 04-00089. Based on this agreement, BellSouth will not be filing an answer to the complaint filed Docket No. 04-00063.

Respectfully submitted,

  
Guy M. Hicks

GMH:ch  
cc: Henry Walker, Esquire  
Kip Edenfield, Esquire